## United States District Court

for the

Central District of California

| NELSON VASQUEZ, individually and as successor-in-interest to Decedent, Oscar Vasquez Lopez; (See attachment #1) | )<br>)<br>)<br>)                         |
|---|--|
| Plaintiff(s)  | )  |
| V.  | Civil Action No. 8:24-cv-02421-FLA-JDE x |
| CITY OF LOS ANGELES; SEAN STEELMON; and DOES 2 through 10, inclusive,   | )<br>)<br>)                              |
| Defendant(s)  | )  |

## **SUMMONS IN A CIVIL ACTION** FIRST AMENDED COMPLAINT

To: (Defendant's name and address) CITY OF LOS ANGELES; SEAN STEELMON; and DOES 2 through 10, inclusive,

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney,

whose name and address are: Dale K. Galipo, Esq.

Benjamin S. Levine, Esq. Law Offices of Dale K. Galipo

21800 Burbank Blvd. Suite 310 Woodland Hills, CA 91367

Phone: (818) 347-3333 / Email: Dalekgalipo@yahoo.com; blevine@galipolaw.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT APRIL 17, 2025 Date: Signature of Clerk or Deputy Clerk Civil Action No. 8:24-cv-02421-FLA-JDE x

## **PROOF OF SERVICE**

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

|         | This summons for (na   | me of individual and title, if any) |                                 |      |  |
|---------|--|-------------------------------------|---------------------------------|------|--|
| was rec | ceived by me on (date)   |                                     |                                 |      |  |
|         | ☐ I personally served  | d the summons on the indivi         | dual at (place)                 |      |  |
|         | on (date)  |                                     | ; or                            |      |  |
|         | ☐ I left the summons at the individual's residence or usual place of abode with (name)   |                                     |                                 |      |  |
|         | , a person of suitable age and discretion who resides there,   |                                     |                                 |      |  |
|         | on (date), and mailed a copy to the individual's last known address; or  |                                     |                                 |      |  |
|         | ☐ I served the summons on (name of individual) , who is designated by law to accept service of process on behalf of (name of organization) |                                     |                                 |      |  |
|         |  |                                     |                                 |      |  |
|         | on (date)  |                                     |                                 | ; or |  |
|         |  |                                     |                                 | ; or |  |
|         | ☐ Other (specify):   |                                     |                                 |      |  |
|         | My fees are \$   | for travel and \$                   | for services, for a total of \$ | 0.00 |  |
|         | I declare under penalty of perjury that this information is true.  |                                     |                                 |      |  |
| D /     |  |                                     |                                 |      |  |
| Date:   |  |                                     | Server's signature              |      |  |
|         |  |                                     | Printed name and title          |      |  |
|         |  |                                     |                                 |      |  |
|         |  |                                     | Server's address                |      |  |

Additional information regarding attempted service, etc:

| - 1 |   |   |  |  |  |
|-----|---|---|--|--|--|
| 1   | LAW OFFICES OF DALE K. GALIPO   | )   |  |  |  |
| 2   | Dale K. Galipo (SBN 144074)<br>dalekgalipo@yahoo.com                        |   |  |  |  |
| 3   | Benjamin S. Levine (SBN 342060)   |   |  |  |  |
|     | blevine@galipolaw.com<br>21800 Burbank Blvd., Suite 310                     |   |  |  |  |
| 4   | Woodland Hills, CA 91367  |   |  |  |  |
| 5   | Tel: (818) 347-3333<br>Fax: (818) 347-4118                                  |   |  |  |  |
| 6   | Attorneys for Plaintiffs  |   |  |  |  |
| 7   | Thiorneys for 1 tainings  |   |  |  |  |
| 8   | UNITED STATES DISTRICT COURT  |   |  |  |  |
| 9   | CENTRAL DISTRICT OF CALIFORNIA  |   |  |  |  |
| 10  | NELSON VASQUEZ, individually and  | Case No. 8:24-cv-02421-FLA-JDE  |  |  |  |
| 11  | as successor-in-interest to Decedent,                                       | EIDST AMENDED COMDI AINT  |  |  |  |
| 12  | Oscar Vasquez Lopez; DAYLIN VASQUEZ, individually and as                    | FIRST AMENDED COMPLAINT FOR DAMAGES   |  |  |  |
|     | successor-in-interest to Decedent, Oscar                                    |   |  |  |  |
| 13  | Vasquez Lopez; LUSSY VASQUEZ,   | 1. Fourth Amendment, Excessive Force (42 U.S.C. § 1983)                     |  |  |  |
| 14  | individually and as successor-in-interest to Decedent, Oscar Vasquez Lopez; | 2. Fourth Amendment, Unlawful   |  |  |  |
| 15  | OSCAR VASQUEZ, individually and   | Detention and Arrest ( <u>42 U.S.C.</u> § 1983)                             |  |  |  |
| 16  | as successor-in-interest to Decedent,                                       | 3. Fourth Amendment, Denial of  |  |  |  |
| 17  | Oscar Vasquez Lopez; K.V., by and through her guardian ad litem, Daylin     | Medical Care ( <u>42 U.S.C. § 1983</u> ) 4. First and Fourteenth Amendments |  |  |  |
| 18  | Vasquez, individually and as successor-                                     | Interference with Familial  |  |  |  |
| 19  | in-interest to Decedent, Oscar Vasquez Lopez; A.V., by and through his      | Relationship ( <u>42 U.S.C. § 1983</u> )<br>5. Municipal Liability,         |  |  |  |
| 20  | guardian ad litem, Daylin Vasquez,  | Unconstitutional Custom or Policy (42 U.S.C. § 1983)                        |  |  |  |
| 21  | individually and as successor-in-interest                                   | 6. Municipal Liability, Failure to  |  |  |  |
| 22  | to Decedent, Oscar Vasquez Lopez; and JOSE VASQUEZ LOPEZ, individually,     | Train ( <u>42 U.S.C. § 1983</u> ) 7. Municipal Liability, Ratification      |  |  |  |
|     | to all the Queen Earles, martiaumij,  | ( <u>42 U.S.C. § 1983</u> )   |  |  |  |
| 23  | Plaintiffs,   | <ul><li>8. Battery</li><li>9. Negligence</li></ul>                          |  |  |  |
| 24  | V.  | 10.Negligent Infliction of Emotional  |  |  |  |
| 25  |   | Distress, Bystander<br>11.Violation of Bane Act ( <u>Cal. Civil</u>         |  |  |  |
| 26  | CITY OF LOS ANGELES; SEAN   | Code §52.1)   |  |  |  |
| 27  | STEELMON; and DOES 2 through 10, inclusive,                                 | DEMAND FOR JURY TRIAL   |  |  |  |
| 28  |   |   |  |  |  |